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## UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/014,389	10/22/2001	HaemoSys GmbH	VOS0003/US

CONFIRMATION NO. 1099

## FORMALITIES LETTER



\*OC000000007756878\*

 KAGAN BINDER, PLLC  
 Suite 200, Maple Island Building  
 221 Main Street North  
 Stillwater, MI 55082


Date Mailed: 04/01/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/22/2002 MBERHE 00000027 10014389

01 FC:105

130.00 OP



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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: NOWAK ET AL

Serial No.: 10/014,389

Filed: OCTOBER 22, 2001

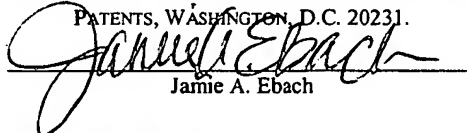
For: PROCESS FOR THE DIAGNOSIS  
OF DISEASES, PATHOLOGICAL  
STATES AND  
PATHOPHYSIOLOGICAL AS  
WELL AS PHYSIOLOGICAL  
MEASUREMENT UNITS

Group Art Unit:

Docket No.: VOS0003/US

Office of Initial Patent Examination's  
Customer Service Center  
Commissioner for Patents  
Washington, D.C. 20231

I CERTIFY THAT ON MAY 16, 2002, THIS PAPER IS BEING  
DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS  
MAIL IN AN ENVELOPE ADDRESSED: COMMISSIONER FOR  
PATENTS, WASHINGTON, D.C. 20231.

  
Jamie A. Ebach

REQUEST FOR CORRECTED FILING RECEIPT

Dear Sir or Madam:

The above-identified Applicants respectfully request that the following correction be made to the Applicant(s) information shown in the Filing Receipt. The Applicant(s) information should be corrected to read as follows:

Gotz Nowak, Kirchhoffweg 7, D-99097 Erfurt, Germany;  
Elke Bucha, Am Kirchberg 9, D-99094 Erfurt, Germany.

A copy of the filing receipt showing the requested correction is enclosed. Correction of the records at the Patent and Trademark Office and issuance of a corrected Filing Receipt are respectfully requested.

No fee is deemed necessary. Should any fee be required, the Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-1775 and notify us of the same.

Date: May 16, 2002

Respectfully Submitted,

By: 

Dale A. Bjorkman, Reg. No. 33,084  
KAGAN BINDER, PLLC  
221 Main Street North, Suite 200  
Stillwater, MN 55082  
Phone: 651-275-9811  
Fax: 651-351-2954

DAB/jae/3618

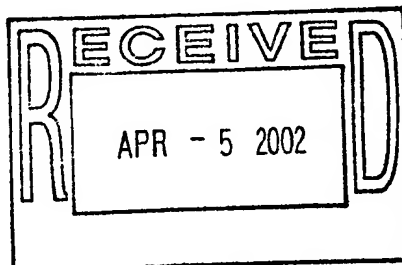
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/014,389	10/22/2001	1743	1020	VOS0003/US	3	11	1

KAGAN BINDER, PLLC  
Suite 200, Maple Island Building  
221 Main Street North  
Stillwater, MI 55082



CONFIRMATION NO. 1099

FILING RECEIPT



\*OC00000007756877\*

Date Mailed: 04/01/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

~~HaemoSys GmbH, Residence Not Provided;~~  
Gotz Nowak, Residence Not Provided;  
Elke Bucha, Residence Not Provided;

**Domestic Priority data as claimed by applicant****Foreign Applications**

PCT/EP00/03690 04/25/2000  
GERMANY 199 18 569.7 04/23/1999

If Required, Foreign Filing License Granted 01/15/2002

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

**Title**

Process for the diagnosis of diseases, pathological states and pathophysiological as well as physiological measurement units

**Preliminary Class**

ENTERED  
4/8/02 etc

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

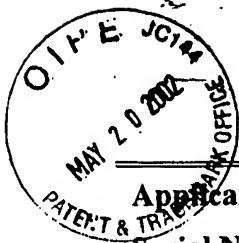
The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant:** NOWAK ET AL  
**Serial No.:** 10/014,389  
**Filed:** OCTOBER 22, 2001  
**For:** PROCESS FOR THE  
DIAGNOSIS OF DISEASES,  
PATHOLOGICAL STATES  
AND  
PATHOPHYSIOLOGICAL  
AS WELL AS  
PHYSIOLOGICAL  
MEASUREMENT UNITS

**Examiner:**  
**Group Art Unit:**  
**Docket No.** VOS0003/US

Commissioner for Patents  
Washington, D.C. 20231

I CERTIFY THAT, ON MAY 16, 2002, THIS PAPER IS BEING DEPOSITED  
WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE  
ADDRESSED TO THE COMMISSIONER FOR PATENTS, WASHINGTON,  
D.C. 20231

*Jamie A. Ebach*  
Jamie A. Ebach

**RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF NON-PROVISIONAL APPLICATION**

Dear Sir or Madam:

In response to the Notice to File Missing Parts of Non-Provisional Application mailed April 4, 2002, Applicant has enclosed herewith the following documents to complete the above-identified application:

1. Part 2-Copy of Notice to File Missing Parts of Non-Provisional Application (1 pg);
2. Combined Declaration and Power of Attorney (2 pages);
3. Recordation Form Cover Sheet and Assignment Document (3 pages);
4. Request for Corrected Filing Receipt (3 pages);
5. Check in the amount of \$170.00, includes \$130.00 for Declaration Surcharge and \$40 Recordation fee;
6. Postcard.

If the amount submitted herewith is incorrect, the Commissioner is authorized to credit any overpayment or charge any deficit to our Deposit Account No. 50-1775 and notify us of the same.

Respectfully Submitted,

NOWAK ET AL.

By: 

Dale A. Bjorkman, Reg. No. 33,084

KAGAN BINDER, PLLC

221 Main Street North

Suite 200, Maple Island Building

Stillwater, MN 55082

Phone: 651-275-9811

Facsimile: 651-351-2954

Dated: May 6, 2002  
DAB/jae/3619